

# ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351]

## Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)"b."

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code section 68B.32A, the Iowa Ethics and Campaign Disclosure Board hereby gives Notice of Intended Action to amend Chapter 4, "Campaign Disclosure Procedures," Iowa Administrative Code.

The proposed amendments clarify that a county statutory committee (county central committee) is to be treated as a "county" committee for purposes of assessing a civil penalty. The proposed amendments also clarify that a committee is considered to be a "repeat delinquency" when the committee files two or more reports late within a calendar year, regardless of whether or not the treasurer of the committee has changed during the year.

The proposed amendments do not contain a waiver provision, but all assessed civil penalties are subject to a currently existing waiver provision.

Any interested person may make written comments on the proposed amendments on or before January 20, 2009. Comments should be directed to Charlie Smithson, Iowa Ethics and Campaign Disclosure Board, 510 E. 12th Street, Suite 1A, Des Moines, Iowa 50319. Persons who wish to comment orally should contact Charlie Smithson at (515)281-3489.

These amendments are intended to implement Iowa Code section 68B.32A(8).

The following amendments are proposed.

ITEM 1. Amend subrule 4.59(2) as follows:

**4.59(2) County and local committee assessments.** County, county statutory, city, school, other political subdivision, and local ballot issue committees shall be assessed civil penalties for late-filed reports in accordance with the following schedule:

Date report received	First-time delinquency	Repeat delinquency by same <del>treasurer</del> <del>of a</del> committee in 12-month period
1 to 14 consecutive days delinquent	\$20	\$50
15 to 30 consecutive days delinquent	\$50	\$100
31 to 45 consecutive days delinquent	\$100	\$200

ITEM 2. Amend subrule 4.59(3) as follows:

**4.59(3) State committee assessments.** Statewide, general assembly, state statutory, and state political committees, and a judge standing for retention shall be assessed civil penalties for late-filed reports, except for supplementary and special election reports, in accordance with the following schedule:

Date report received	First-time delinquency	Repeat delinquency by same <del>treasurer</del> <del>of a</del> committee in 12-month period
1 to 14 consecutive days delinquent	\$50	\$100
15 to 30 consecutive days delinquent	\$100	\$200
31 to 45 consecutive days delinquent	\$200	\$300